

UNITED STATES DISTRICT COURT

District of _____

MASSACHUSETTS

FILED

CLERK'S OFFICE

CAROLYN GREENE, On Behalf of Herself
And All Others Similarly Situated

V.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and
RONALD F. RICHARDS

SUMMONS IN A CIVIL CASE

03-12628-NG

CASE NUMBER:

TO: (Name and address of Defendant)

Carl W. Rausch, c/o Biopure Corporation,
11 Hurley Street, Cambridge, MA 02141

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Peter A. Lagorio, Esq.,
GILMAN AND PASTOR, LLP
Stonehill Corporate Center
999 Broadway, Suite 500
Saugus, MA 01906

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

(By) DEPUTY CLERK

DEC 30 2003

DATE

RETURN OF SERVICE



Middlesex Sheriff's Office • Civil Process Division, P.O. Box 410180, Cambridge, MA 02141-1819 • (617) 547-1171

Middlesex, ss.

January 19, 2004

I hereby certify and return that on 1/12/2004 at 12:11PM I served a true and attested copy of the SUMMONS AND CLASS ACTION COMPLAINT FOR VIOLATION OF THE FEDERAL SECURITIES LAWS in this action in the following manner: To wit, by delivering in hand to HAZAL FARNEY, agent, person in charge at the time of service for CARL W. RAUSCH, at , 11 HURLEY Street, C/O BIOPURE CORPORATION Cambridge, MA 02141. Attest (\$5.00), Basic Service Fee (\$30.00), Postage and Handling (\$1.00), Travel (\$1.28) Total Charges \$37.28

Deputy Sheriff

Other (specify): _____

STATEMENT OF SERVICE FEES

| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|
| | | |

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____
 Date _____

Signature of Server

Address of Server

01/26/2004